

DECLARATION

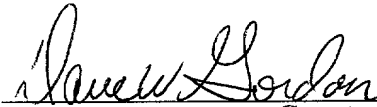
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Dave W. Gordon

Inventor's signature

Date 1-23-01



Country of Citizenship USA

Residence Haskell, OK USA

Post Office Address Route 2, Box 180C, Haskell, OK 74436 USA

COMBINED DECLARATION AND POWER OF ATTORNEY

**(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION, OR C-I-P)**

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for a continuation application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

THERMAL FOOT COVER

SPECIFICATION IDENTIFICATION

The specification is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56, and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent.

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)
UNDER 35 U.S.C. SECTION 120**

I hereby claim the benefit, under Title 35, United States Code, Section 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. SECTION 120:**

| U.S. APPLICATIONS | | Status | | |
|---|---------------------|---|---------|-----------|
| U.S. APPLICATIONS | U.S. FILING DATE | Patented | Pending | Abandoned |
| 1. 09/235,267 | 22 JAN 99 | | X | |
| PCT APPLICATION DESIGNATING THE U.S. | | | | |
| PCT APPLICATION NO. | PCT FILING DATE | U.S. APPLICATION NOS. ASSIGNED (IF ANY) | | |
| | | | | |

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

APPOINTED PRACTITIONER(S)

REGISTRATION NUMBER(S)

Frank J. Catalano

25836

of Frank J. Catalano, P.C., Avanti Building, 810 South Cincinnati, Suite 405, Tulsa, OK 74119, (918) 584-8787, member of the Bar of the State of Oklahoma, to prosecute this application to register, to transact all business in the Patent and Trademark Office in connection therewith and to receive the Letters Patent document, if issued.

SEND CORRESPONDENCE TO

DIRECT TELEPHONE CALLS TO:

Frank J. Catalano
810 S. Cincinnati, Suite 405
Tulsa, OK 74119
USA

Frank J. Catalano
918-584-8787

Since this filing is a continuation there is attached hereto a Change of Correspondence Address so that there will be no question as to where the PTO should direct all correspondence.

DOCKET NO. 2096.01C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: DAVE W. GORDON

SERIAL NO.:

FOR: THERMAL FOOT COVER

FILED:

GROUP ART:

EXAMINER:

"EXPRESS MAIL" MAILING LABEL NUMBER

EL 22380382845

DATE OF DEPOSIT: 1-24-01

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 cfr 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231.

MARCIA A. SNOW

TYPED OR PRINTED NAME OF PERSON MAILING

Marcia A. Snow

SIGNATURE OF PERSON MAILING PAPER OR FEE

PRELIMINARY AMENDMENT

COMMISSIONER OF PATENTS
AND TRADEMARKS

WASHINGTON, D.C. 20231

DEAR SIR:

Please amend the above identified application as follows:

IN THE SPECIFICATION:

Before the first line, insert --This application is a continuation of copending application number 09/235,267, filed 1/22/99 for "THERMAL FOOT COVER".

IN THE CLAIMS:

Cancel claims 17-31. Claims 1-16 now remain in this continuation application.